

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

SERGE ERIC BAYARD,
Petitioner

v.

H.L. HUFFORD,
Respondent

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CIVIL NO. 3:11-CV-1421

(JUDGE NEALON)

(MAGISTRATE JUDGE CARLSON)

ORDER

NOW, THIS 15th DAY OF FEBRUARY, 2012, for the reasons set forth in this Court's

Memorandum issued this date, **IT IS HEREBY ORDERED THAT:**

1. The Report and Recommendation (Doc. 9) is **ADOPTED**;
2. The habeas corpus petition (Doc. 1) is **DENIED**;
3. Petitioner's objections to the R&R (Doc. 10) are **OVERRULED**;
4. Petitioner's motion to strike (Doc. 12) is **DENIED**;
5. The Clerk of Courts is directed to **CLOSE** this case; and
6. Any appeal would be deemed frivolous, not filed in good faith, and without probable cause.



United States District Judge

**FILED
SCRANTON**

FEB 15 2012

PER _____
DEPUTY CLERK